

## REMARKS

In the September 14, 2007 Office Action, Claims 1 and 21 were objected to due to an informality that the Examiner indicated would be overcome by adding “from the digital media source” in Claims 1 and 21 after the phrase “a digital file.” In this Amendment, Applicants have added the suggested phrase. Accordingly, Applicants respectfully submit that the objections to Claims 1 and 21 have been overcome.

Also in the Office Action, Claims 41-49 were rejected under 35 U.S.C. § 112, second paragraph. Specifically, with regard to independent Claims 41 and 44<sup>2</sup>, it was asserted that there was no anteceded basis for “the digital media source” and that it was unclear from what source the digital file was automatically selected. Similar to Claims 1 and 21, Applicants have amended independent Claims 41 and 44 to add “from a digital media source” after the phrase “a digital file.” Applicants respectfully submit that these amendments address the 35 U.S.C. § 112, second paragraph, rejections noted above.

Additionally, Claims 42, 43, 45, and 46 were rejected because it was not clear if the recited digital media source was the same as or different from the one recited in Claim 44. Similarly, Claims 48 and 49 were rejected because it was not clear whether the recited media playback device was the same as or different from the one recited in Claims 1 and 21. In response to these rejections, Applicants have amended Claims 42, 43, 45, 46, 48, and 49 to replace the article “a” with the article “the” to make clear that these respective elements are the same as the previously-recited elements. Applicants respectfully submit that, with these

---

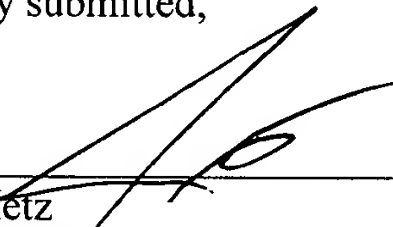
<sup>2</sup> Applicants believe there was a typographical error in the Office Action, as it referred to dependent Claims 47 instead of independent Claim 44.

amendments, the 35 U.S.C. § 112, second paragraph, rejections have been overcome.

In the Office Action, the Examiner stated that all of the claims would be allowed if the above-described objections and rejections were addressed. Since Applicants have addressed all of these objections and rejections, Applicants respectfully submit that this application is in condition for allowance. If there are any questions, the Examiner is invited to contact the undersigned attorney at (312) 321-4719.

Dated: October 29, 2007

Respectfully submitted,



---

Joseph F. Hetz  
Reg. No. 41,070  
Attorney for Applicants

BRINKS HOFER  
GILSON & LIONE  
P.O. Box 10395  
Chicago, Illinois 60610  
(312) 321-4719